## IN THE UNITED STATES DISTRIC COURT EASTERN DISTRICT OF TENNESSEE AT GREENEVILLE

)
)
) Docket No. 2:06cv80
)
)
)
)
)

## STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

The parties hereto, by and through their respective counsel of record, represent to the Court that the Plaintiff acknowledges that the Motion for Summary Judgment [Dkt. Nos. 43-45] previously filed by the Defendants pursuant to Rule 56 of the Federal Rules of Civil Procedure is well taken and should be granted and therefore that the captioned case should be dismissed, with full prejudice.

Accordingly, it is **ORDERED** that the above captioned matter in its entirety is hereby dismissed with full prejudice to the re-bringing of same. Each party shall bear their own respective costs and attorneys' fees.

ENTER this 19 day of Sylver , 2007.

APPROVED FOR ENTRY

2128 Store 701 South 21st Street

Ft. Smith, AR 72901 (479) 573-0726

KENNERLY, MONTGOMERY & FINLEY, P.C.

Brian H. Trammell, BPR #010140

Rebecca B. Murray, BPR# 011622

Attorney for Defendants, Bob Wills aka Bobby

Ray Wills aka B. Bills, Betty Sue Wills,

Sam Gerhardt aka S. L. Gerhardt, Deborah Gerhardt

aka Debbie Gerhardt dba Mountain Park Boarding

Academy, and Palm Lane Baptist Church, Inc.

4th Floor, Bank of America Center

550 Main Street

Knoxville, Tennessee 37902

(865) 546-7311